



***Town of Tyngsborough
Conservation Commission***

25 Bryants Lane
Tyngsborough, Massachusetts 01879-1003
Office: (978) 649-2300 ext. 116
Fax: (978) 649-2301

Minutes
November 27, 2012

APPROVED

Present:

LB: Linda Bown **PM:** Pat Mical **JK:** Jeff Kablik **JE:** Jerry Earl **LG:** Lucy Gertz
MM: Matt Marro

Absent:

BM: Brian Martin **ES:** Ed Smith

Attachments:

1. Agenda
2. 422 Middlesex Rd. Email requesting Continuance – 11/27/12

7:00pm JK opened meeting

7:02pm **422 Middlesex Rd. (M11, P29A) – Notice of Intent, DEP# 309-0821** for the proposed construction of an access roadway over an existing wetland system in order to accommodate a proposed commercial development.

JE: Motion to waive the reading of the abutters list and legal notice.

LB: 2nd the motion

In Favor: 5 Opposed: 0 Absent: 2

Passes: 5-0-2

MM reported that the applicant sent an email requesting a continuance to the next meeting. In addition, he suggested that due to the complexity of the project, it would be prudent to have the applicant establish a 53G account in order to have a second peer review done by Whitman and Bingham on the project. MM went on to suggest the amount of \$3,500 for the account.

JE: Motion to require the establishment of a 53G account in the amount of \$3,500 for purposes of a second peer review on the project.

LB: 2nd the motion

In Favor: 5 Opposed: 0 Absent: 2

Passes: 5-0-2

LB: Motion to continue the hearing until December 11, 2012 at 7:00pm.

JE: 2nd the motion

In Favor: 5 Opposed: 0 Absent: 2

Passes: 5-0-2

Reports/Discussion:

- **Fiscal 2014 Budget**

MM reported that he was in the process of writing up the 2014 budget and shared his numbers with the Commission. LB asked to see the latest balance reports. PB will get those from the Town Accountant and have them for the next meeting.

- **Sherburne Nature Center/Trails Committee Update**

MM reported that after asking the Times family to mow the fields, they responded by deciding not to continue with the annual mowing. LG said that skipping a year would actually be beneficial for the fields, so it's no problem. PB suggested that the Commission ask the Town Administrator and the Tyngsborough Highway department if the town's resources can be used for the mowing in 2013, and the Commission agreed.

New Business:

MM reported that an inquiry came in this afternoon for a Request for a Certificate of Compliance on 86 Progress Ave., DEP# 309-481. He went on to say that he had done a site inspection out there a couple of months ago and found the parking lot and stormwater management to be compliant.

LG: Motion to issue a Certificate of Compliance for 86 Progress Ave., DEP# 309-481

JE: 2nd the motion

In Favor: 5 Opposed: 0 Absent: 2

Passes: 5-0-2

Administrative:

1. Minutes:

LB: Motion to approve the minutes as written from October 23, 2012

JE: 2nd the motion

In Favor: 4 Opposed: 0 Abstain: 1 Absent: 2

Passes: 4-0-1-2

JK: Motion to approve the minutes as written for November 11, 2012.

PM: 2nd the motion

In Favor: 5 Opposed: 0 Absent: 2

Passes: 5-0-2

7:35pm

LB: Motion to adjourn

JE: 2nd the motion

In Favor: 5 Opposed: 0 Absent: 2

Passes: 5-0-2

Respectfully for the Conservation Commission,

Pamela Berman
Administrative Assistant